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RIVERSIDE

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JUAN CARLOS RODRIGUEZ
AYALA, an individual; MONICA
RESVALOSO, in both her individual
capacity and as guardian ad litem for A.
M. RODRIGUEZ-RESVALOSO, a
minor; J.C. RODRIGUEZ-
RESVALOSO, a minor; J.C.
RODRIGUEZ-RESVALOSO, a minor;
J.P. RODRIGUEZ-RESVALOSO, a
minor; J.T. RODRIGUEZ-
RESVALOSO, a minor,

Plaintiff,

v.

COUNTY OF RIVERSIDE; a
municipal corporation; RIVERSIDE
COUNTY SHERIFF'S
DEPARTMENT; and DOES 1 through
50, Inclusive,

Defendant.

Case No.

**NOTICE OF REMOVAL OF
ACTION BY DEFENDANTS,
PURSUANT TO 28 U.S.C. §1441(b);
DECLARATION OF ANGELA M.
POWELL; AND EXHIBITS**

(Federal Question)

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

PLEASE TAKE NOTICE that defendant, COUNTY OF RIVERSIDE, hereby
removes, to this Court, the state court action described below:

1 1. On March 11, 2016, an action was commenced in the Superior Court in
2 the State of California, in and for the County of Riverside, entitled *Juan Carlos*
3 *Rodriguez Ayala, an individual; Monica Resvaloso, in both her individual capacity*
4 *and as guardian ad litem for A.M. Rodriguez-Resvaloso, a minor; J.C. Rodriguez-*
5 *Resvaloso, a minor; J.C. Rodriguez-Resvaloso, a minor; J.P. Rodriguez-Resvaloso,*
6 *a minor; J.T. Rodriguez-Resvaloso, a minor v. County of Riverside; a municipal*
7 *corporation; Riverside County Sheriff's Department; and Does 1 through 50,*
8 Inclusive, Riverside Superior Court, Case No. PSC1601183.

9 2. The first date of which defendant, County of Riverside received a copy
10 of the Complaint was March 30, 2016, when served with a copy of the Summons
11 and Complaint from the plaintiff. The Complaint alleges a civil rights violation and
12 contains a cause of action brought by the plaintiff, pursuant to 42 U.S.C. §1983.
13 Thus, the *County of Riverside* has removed the case within the thirty day period of
14 time. A copy of the Summons and Complaint is attached hereto as Exhibit "A."
15 Defendants filed its Answer to the Complaint and Demand for Jury Trial on April 8,
16 2016. A copy of Defendants' Answer to the Complaint and Demand for Jury is
17 attached hereto as Exhibit "B".

18 3. This action is a civil action to which this Court has original jurisdiction
19 under 28 U.S.C. § 1331, and it is one which may be removed to this court by
20 defendants, pursuant to the provisions of 28 U.S.C. § 1441(b), in that it arises under
21 42 U.S.C. § 1983.

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1 4. Defendant County of Riverside, respectfully requests the above-entitled
2 action, now pending in the Superior Court of the State of California, in and for the
3 County of Riverside, be removed to this court.

4 DATED: April 12, 2016

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8 By: /s/Angela M. Powell
9 Eugene P. Ramirez
10 Angela M. Powell
11 Attorneys for Defendant, COUNTY OF
12 RIVERSIDE
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